



# FEDERAL ELECTION COMMISSION

Washington, D.C. 20463

November 8, 2022

## MEMORANDUM

**TO:** The Commission

**FROM:** Lisa J. Stevenson  
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Charles Kitcher  
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**BY:** Mark Allen *MA*  
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**SUBJECT:** MURs 7628, 7636 & 7992 (Kobach, *et al.*)  
Recommendation to Accept Signed Conciliation Agreement

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On April 28, 2022, the Commission found reason to believe that WeBuildtheWall, Inc. (“WBTW”), violated 52 U.S.C. § 30118 by making a corporate contribution by renting an email list below market value to Kris Kobach and Kris Kobach for Senate and Elizabeth Curtis in her official capacity as treasurer (the “Committee”).<sup>1</sup> The Commission also found reason to believe that Kris Kobach and the Committee violated 52 U.S.C. § 30118 by knowingly accepting a corporate contribution.<sup>2</sup> Additionally, the Commission found reason to believe that the Committee violated 52 U.S.C. § 30104(b) by failing to report the in-kind contribution from WBTW.<sup>3</sup> The Commission authorized the Office of General Counsel to engage in pre-probable cause conciliation with Respondents and approved proposed conciliation agreements on May 26, 2022.<sup>4</sup>

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<sup>1</sup> Certification (“Cert.”) ¶ 2 (Apr. 28, 2022).

<sup>2</sup> *Id.* ¶ 3

<sup>3</sup> *Id.* ¶ 4

<sup>4</sup> *Id.* ¶ 4; Cert. ¶ 2 (May 26, 2022).

MURs 7628, 7636 & 7992 (Kobach, *et al.*)

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Page 2 of 2

We

therefore recommend that the Commission accept the signed conciliation agreement with Respondents and close the file.

**RECOMMENDATIONS:**

1. Accept the attached conciliation agreement;
2. Approve the appropriate letters; and
3. Close the file.